



**COMMONWEALTH of VIRGINIA**  
*Office of the Attorney General*  
**Richmond 23219**

**Jerry W. Kilgore**  
Attorney General

900 East Main Street  
Richmond, Virginia 23219  
804-786-2071  
804-371-8947 TDD

MEMORANDUM

To: Mark D. Kinser, Chair  
Board for Contractors  
Department of Professional and Occupational Regulation

From: Ellen E. Coates  
Assistant Attorney General

Date: December 11, 2003

Subject: Letter of Assurance for Proposed Regulations Adjusting  
Fees Charged by the Board for Contractors

I have reviewed the proposed regulations adjusting the fees charged by the Board for Contractors that were submitted to this office electronically on October 20, 2003, and the memorandum that I received from Theresa A. Wilkins, Department of Professional and Occupational Regulation's Management and Budget Analyst, dated October 23, 2003, wherein Wilkins states that the proposed fee adjustments are consistent with the provisions of § 54.1-113 of the Code of Virginia, which is known as the Callahan Act. Because the determination of whether the provisions of the Callahan Act have been met is a financial matter uniquely within the purview of the Board and DPOR, I express no opinion as to that determination. Subject to the foregoing, in my view as counsel to the Board, the Board may promulgate these regulations pursuant to §§ 54.1-113 and -201(4) of the Code of Virginia.